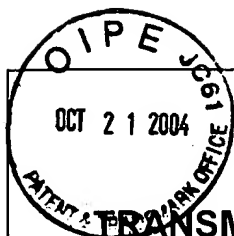


10/25/04.

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3714



TRANSMITTAL FORM

(to be used for all correspondence during pendency of
filed application)

Application Number Filing Date First Named Inventor Group Art Unit Number Examiner Name	09/777,817		
	February 25, 2001		
	John Michael Boushy		
	3714		
	M. A. Sager		
Total Number of Pages in This Submission	* 19	Attorney Docket Number	19538-05688

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Check Enclosed <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input type="checkbox"/> Declaration <input checked="" type="checkbox"/> Information Disclosure Statement – <input checked="" type="checkbox"/> Copies of IDS Cited References <input type="checkbox"/> Status Request <input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawing(s): [] Sheet(s) of Figure(s) [] <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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REMARKS: * Total number of pages DOES NOT include cited references

SIGNATURE OF ATTORNEY OR AGENT

Signature:		
Attorney/Reg. No.:	Daniel R. Brownstone, Reg. No. 46,581	Dated: October 21, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.

Signature:		
Typed or Printed Name:	Daniel R. Brownstone	Dated: October 21, 2004
Express Mail Mailing Number (optional):	EV380111862US	

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FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**180.00**

Complete if Known

Application Number	09/777,817
Filing Date	February 5, 2001
First Named Inventor	John Michael Boushy, et al.
Examiner Name	Mark Alan Sager
Art Unit	3714
Attorney Docket No.	19538-05688

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METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:

Deposit Account Number **19-2555**

Deposit Account Name **Fenwick & West LLP**

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge all required fee(s) or any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath or declaration	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Director	
1807	50	1807	50	Processing fee for Provisional Applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	180.00
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
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1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

SUBTOTAL (3)

(\$)180.00****

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

Name (Print/Type) **Daniel R. Brownstone**

Registration No. (Attorney/Agent) **46,581**

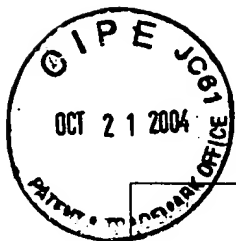
Complete (if applicable)

Telephone (415) 875-2358

Signature

Date

October 21, 2004



10/25/04

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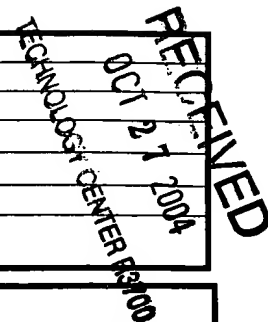
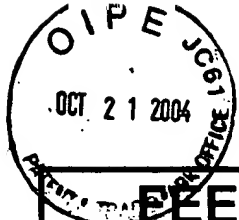
TRANSMITTAL FORM (to be used for all correspondence during pendency of filed application)		Application Number	09/777,817
		Filing Date	February 25, 2001
		First Named Inventor	John Michael Boushy
		Group Art Unit Number	3714
		Examiner Name	M. A. Sager
Total Number of Pages in This Submission	* 31	Attorney Docket Number	19538-05688

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ENCLOSURES (check all that apply)	
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<input checked="" type="checkbox"/> Return Receipt Postcard	<input type="checkbox"/> Letter to Chief Draftsperson
<input type="checkbox"/> Response to Notice to File Missing Parts	<input type="checkbox"/> Formal Drawing(s): [] Sheet(s) of Figure(s) []
<input type="checkbox"/> Assignment & Recordation Cover Sheet	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Declaration	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> Information Disclosure Statement – Confidential under MPEP 724	<input type="checkbox"/> Certified Copy of Priority Document(s)
<input checked="" type="checkbox"/> Copies of IDS Cited References	<input type="checkbox"/> After Allowance Communication to Group
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	<input type="checkbox"/> _____
	<input type="checkbox"/> _____
	<input type="checkbox"/> _____
	<input type="checkbox"/> _____
REMARKS: * Total number of pages DOES NOT include cited references	

SIGNATURE OF ATTORNEY OR AGENT			
Signature:			
Attorney/Reg. No.:	Daniel R. Brownstone, Reg. No. 46,581	Dated:	October 21, 2004

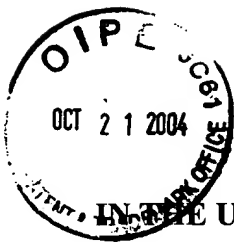
CERTIFICATE OF MAILING			
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Signature:			
Typed or Printed Name:	Daniel R. Brownstone	Dated:	October 21, 2004
Express Mail Mailing Number (optional):	EV380111859US		



FEE TRANSMITTAL for FY 2005 Patent fees are subject to annual revision. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Complete if Known		
		Application Number	09/777,817	
		Filing Date	February 5, 2001	
		First Named Inventor	John Michael Boushy, et al.	
		Examiner Name	Mark Alan Sager	
TOTAL AMOUNT OF PAYMENT (\$)		310.00	Attorney Docket No.	19538-05688

METHOD OF PAYMENT (check all that apply) <input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: 19-2555 Deposit Account Name: Fenwick & West LLP The Commissioner is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge all required fee(s) or any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.				FEE CALCULATION (continued)																																																																																																																																																																																			
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Name (Print/Type)	Daniel R. Brownstone	Registration No. (Attorney/Agent)	46,581
Signature		Date	October 21, 2004

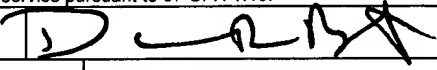


PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: John M. Boushy *et al.*
APPLICATION NO.: 09/777,817
FILING DATE: February 5, 2001
TITLE: NATIONAL CUSTOMER RECOGNITION SYSTEM AND METHOD
EXAMINER: Mark Sager
GROUP ART UNIT: 3714
ATTY. DKT. NO.: 19538-05688

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Signature:			
Typed or Printed Name:	Daniel R. Brownstone	Dated:	October 21, 2004
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DOCUMENTS SUBMITTED UNDER MPEP 724.02

The enclosed documents are subject to a protective order and are being submitted for consideration under MPEP 724. A Petition under 37 CFR 1.59 and fee therefore to expunge the information, if found not to be important to a reasonable examiner in deciding whether to allow the application to issue as a patent accompanies this submission.

Details of the protective order are as follows:

Tribunal issuing protective order: District Court for the District of Nevada

Civil Action No.: CV-S-01-0825-DAE-RJJ

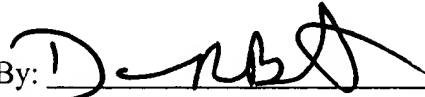
Date of Order: February 21, 2002

Current Status of Proceeding: On Appeal

If additional information is required, please contact the undersigned attorney at
(415) 875-2358.

Respectfully submitted,
JOHN M. BOUSHY *et al.*

Dated: October 21, 2004

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